

If we would prove ourselves worthy to share the name and fame of the embattled farmers who at Concord Bridge "the flag to April's breeze unfurled and fired the shot heard 'round the world," we must clean up at home, put these aliens in concentration camps, and place none but Americans on guard. If we do this, we will make our contribution to the establishment of that way of life to which the democratic people of the world have pledged their lives, their honor, and their fortunes in the cataclysm now sweeping the world.

#### Rebuilding Our Way of Life

If we are to maintain our form of government and rebuild our American way of life on the shattered shrines of our democracy, we must see to it when the victorious war is over that no foreign "isms" invade our citizenship. We must see to it that no propaganda of disloyalty creeps into our institutions, that no class distinction flourishes here, that no political termites burrow down into the granite foundations of the American Republic, and that no "vermin honey-comb the towers and halls of state in unsuspecting hours." (Applause)

We should see to it that the youth of the land be inoculated with the precepts of our fathers and with the principles of our constitution, that the law of the land be respected and obeyed, that the church bells and school bells be kept ringing, that our people possess no greed for gold or lust for power, and that we do not render unto Caesar the things that belong to God.

#### Tomorrow

When today's shooting is over, when the last submarine has come up out of the ocean and the last flying machine has come down out of the skies, when the "battle flags have been furled in the Parliament of man," and the dove of peace once more hovers over the five continents and the seven seas, Aurora, the flaxen-haired goddess of the morning, will streak the eastern sky with the blushing dawn of a new-born day—a big, bright, better tomorrow. There will be a tomorrow. In this glorious tomorrow

"Love and not hate will have a rebirth,  
Christ and not Cain will rule the earth."

Fellowships will be substituted for battleships, and civilization will be based on something more enduring than the arbitrament of the battlefield. God has not left this world because his disobedient children are fighting. We are carving a new image for the Pantheon of tomorrow. In the making of this challenging, conquering tomorrow,

"I do not know beneath what sky  
Or on what seas shall be my country's fate,  
I only know it shall be high,  
I only know it shall be great."

In charting the course, in directing the destiny, in the making of this triumphant tomorrow, let no Texan sound a low note, sing a dirge, or beat a retreat. Rather, let us beat a battle charge that will wake the patriotic dead from Bunker Hill to Pearl Harbor, all singing with faith sublime, with Old Man Texas leading the anvil chorus,

"Sail on, sail on, O ship of State  
Sail on, O Union strong and great.  
Humanity with all its fears  
With all the hopes of future years  
Is hanging breathless on thy fate."

Reported by: Mrs. Vivian Ragsdale.  
Transcribed by: Miss Dolly M. Bryant.  
(Stenotypist)

#### TENTH DAY

(Wednesday, January 27, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Lanning
Beck	Lemens
Brownlee	Lovelady
Chadick	Martin
Cotten	Mauritz
Fain	Metcalfe
Graves	Moore
Jones	Morris
Lane	Ramsey

Stone  
Sulak  
Vick

Weinert  
Winfield  
York

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Leaves of Absence Granted

Senator Kelley was granted leave of absence for yesterday and today on account of important business, on motion of Senator Stone.

Senator Bullock was granted leave of absence for today on account of illness, on motion of Senator Lovelady.

#### Reports of Standing Committees

Senator Stone submitted the following reports:

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred S. B. No. 28, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred S. B. No. 33, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Senator Jones submitted the following report:

Austin, Texas,  
January 27, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Towns and City Corporations to whom was

referred S. B. No. 95, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Senator Lovelady submitted the following reports:

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred S. B. No. 49, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LOVELADY, Chairman.

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred S. B. No. 18, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LOVELADY, Chairman.

Senator Weinert submitted the following reports:

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 23, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee substitute attached hereto do pass in lieu thereof, and be not printed.

WEINERT, Chairman.

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 44, have had the same under consideration, and I am instructed to report it back to the Sen-

ate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 79, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 30, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
January 26, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 11, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Senator Stone submitted the following report:

Austin, Texas,  
January 27, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred S. B. No. 91, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

### Senate Bills on First Reading

The following bills were introduced, read first time, and referred to the committees indicated:

By Senator Moore:

S. B. No. 103, A bill to be entitled "An Act amending Section 1 of S. B. No. 449, Chapter 354, Acts of the Regular Session of the Forty-seventh Legislature, providing in counties having a population of more than five hundred thousand (500,000) for the extension for not to exceed ninety (90) days after the expiration of the term of the period during which the grand jury may sit to conclude its investigation; and declaring an emergency."

To Committee on Counties.

By Senator York:

S. B. No. 104, A bill to be entitled "An Act providing for the proration by the Railroad Commission of Texas of gas, gas and condensate and/or distillate wells in the same manner as is now provided for oil wells, and providing that all laws and parts of laws in conflict with this Act and particularly any portion of H. B. No. 266, Chapter 120, General Laws of the Forty-fourth Legislature of Texas, Regular Session, that may be in conflict with this Act are hereby repealed; and declaring an emergency."

To Committee on Oil, Gas and Conservation.

By Senator Lovelady:

S. B. No. 105, A bill to be entitled "An Act to amend Article 650, Code of Criminal procedure, which makes severance of two or more defendants jointly prosecuted a matter of right, so that said Article 650 shall read as hereinafter stated and provide that where two or more defendants are jointly indicted or charged with any penal offense, whether felony or misdemeanor, they must be tried jointly unless the court in the exercise of its sound discretion grants a severance for good cause shown; and repealing all laws in conflict with this Act in so far as they conflict with this Act; and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator Aikin:

S. B. No. 106, A bill to be entitled "An Act amending Article 5368 of the Revised Civil Statutes of Texas of 1925 so as to provide that no lease of the oil and gas thereunder shall be valid until approved by the Commissioner of the General Land Office, deleting certain words therefrom; and declaring an emergency."

To Committee on Public Lands and Land Office.

#### Senate Resolution 25

(Invitation to Bryan High School Choir)

Senator York, by unanimous consent, offered at this time the following resolution:

Whereas, The A Cappella Choir of the Stephen F. Austin High School of Bryan, Texas is recognized as one of the most outstanding choirs of this type in the State; and

Whereas, This choir is made up of beautiful voices, directed by a most capable director, Euel Porter; and

Whereas, This choir clearly portrays the results of efforts that are being made to develop the talents of our present generation; now, therefore, be it

Resolved by the Senate of Texas, That the A Cappella Choir of Stephen F. Austin High School, Bryan, Texas, together with its director, Euel Porter, be extended an invitation to appear before the Senate on February 3, 1943 at 11:00 a. m. and render some musical selections.

The resolution was read, and on motion of Senator York and by unanimous consent, it was considered immediately.

The resolution was adopted.

#### Report of Standing Committee

Senator Fain, by unanimous consent, submitted at this time the following report:

Austin, Texas,  
January 27, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries to whom was referred S. B. No. 103, have had same under consideration, and I am instructed to report it back to the

Senate with the recommendation that it do pass and be not printed.

FAIN, Vice Chairman.

#### Roll Call

The President directed the Secretary to call the roll to determine the number of Senators present.

The roll was called, and the following Senators were present:

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moore
Cotten	Morris
Fain	Ramsey
Graves	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

#### Message from the House

A message, signed by Clarence Jones, Chief Clerk of the House of Representatives, and read by Mrs. Ida C. Banks, Assistant Reading Clerk of the House, informed the Senate that the House had adopted the following resolution and passed the following bill:

H. C. R. No. 16, Requesting the Office of Price Administration to establish the price of oil at parity.

H. B. No. 58, A bill to be entitled "An Act amending Chapter 241, Acts of the Forty-third Legislature, Regular Session, as amended by Chapter 21, Acts of Forty-third Legislature, Second Called Session, so as to make all of the provisions of such Act inapplicable to amateur tournaments where such tournaments are not conducted for profit, and the participants therein receive no remuneration and such tournaments and exhibitions are held for the purpose of qualifying individuals to enter State-wide or National competition; and declaring an emergency."

#### Adjournment

Senator Metcalfe moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

Senator Cotten moved that the Senate adjourn until 10:30 o'clock a. m. tomorrow.

Question first recurring on the motion of Senator Cotten, it was lost.

Question then recurring on the motion of Senator Metcalfe, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—12

Aikin	Lovelady
Beck	Mauritz
Brownlee	Metcalfe
Graves	Stone
Jones	Weinert
Lane	Winfield
Lanning	

Nays—8

Cotten	Morris
Fain	Sulak
Lemens	Vick
Moore	York

Absent

Chadick	Ramsey
Martin	

Absent—Excused

Bullock	Moffett
Formby	Shivers
Hazlewood	Spears
Kelley	

The Senate, accordingly, at 10:35 o'clock a. m., adjourned until 10:00 o'clock a. m. tomorrow.

**ELEVENTH DAY**

(Thursday, January 28, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Beck	Metcalfe
Brownlee	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Graves	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York
Mauritz	

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Moffett, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**Leaves of Absence Granted**

Senator Aikin was granted leave of absence for today on account of important business, on motion of Senator Graves.

Senator Bullock was granted leave of absence for today on account of illness, on motion of Senator Lovelady.

Senator Lemens was granted leave of absence for today on account of important business, on motion of Senator Metcalfe.

**Reports of Standing Committees**

Senator Fain submitted the following reports:

Austin, Texas,  
January 28, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries to whom was referred S. B. No. 57, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

FAIN, Vice Chairman.

Austin, Texas,  
January 28, 1943.

Hon. John Lee Smith, President of the Senate:

Sir: We, your Committee on Counties and County Boundaries to whom was referred S. B. No. 58, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

FAIN, Vice Chairman.

Austin, Texas,  
January 28, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries to whom was referred S. B. No. 59, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

FAIN, Vice Chairman.